

HOUSE BILL 1426

By Hawk

AN ACT to amend Chapter 170 of the Private Acts of 1955; and any other acts amendatory thereto, relative to general sessions judges in Greene County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 1 of Chapter 170 of the Private Acts of 1955, and any other acts amendatory thereto, is amended by adding the following language as a new paragraph:

There is hereby created within the Court a Division I and Division II.

SECTION 2. Section 3 of Chapter 170 of the Private Acts of 1955, and any other acts amendatory thereto, is amended by deleting the language "the Judge" and substituting instead "each Judge".

SECTION 3. Section 8 of Chapter 170 of the Private Acts of 1955, and any other acts amendatory thereto, is amended by deleting the Section and substituting instead the following:

SECTION 8. That there shall be a Judge for each division for said Court with the same qualifications, term of office, and oath as prescribed by law for Circuit Judges and Chancellors. The Judge in office on the effective date of this act shall preside over Division I of the Court. The Judge elected in accordance with Section 9 after the effective date of this act shall preside over Division II of the Court. The compensation of each Judge shall be fixed in accordance with the general law of this state for a general sessions judge, payable in equal monthly installments, the same to be paid out of the General Funds of the County.

SECTION 4. Section 9 of Chapter 170 of the Private Acts of 1955, and any other acts amendatory thereto, is amended by adding the following language at the end of the Section:

The Judge to preside over Division II after the effective date of this act shall be elected by the qualified voters of the County at the next subsequent election held for other County Officers, and shall take office when such Officers take office, and shall take the oath of office in accordance with the general law of this state for a general sessions judge, and shall hold said office for a term of eight (8) years as provided by law for Circuit Judges and Chancellors.

SECTION 5. Section 10 of Chapter 170 of the Private Acts of 1955, and any other acts amendatory thereto, is amended by deleting the language "That if the Judge of said Court fails to attend, cannot attend, or preside in a pending cause" and substituting instead "That if neither Judge of said Court can attend or preside over a pending cause".

SECTION 6. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Greene County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 7. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 6.